

Attorney:
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NEW YORK NY 10165



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UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF NEW YORK
**FIDELA ARIAS, INDIVIDUALLY AND ON BEHALF OF OTHERS SIMILARLY
 SITUATED**

Plaintiff

LA FONDA REST CORP. D/B/A LA FONDITA RESTAURANT, ET AL
 Defendant

Index / case #: 1:20-CV-06182-ERK
AFFIDAVIT OF SERVICE

Suffolk County, State of: New York Ricardo Cura being sworn,
 says: Deponent is not a party herein, is over the age of 18 years and resides in the State of: NY
 On 23.01.21 at 8:47 am at: 49-11 69TH STREET WOODSIDE NY 11377

Deponent served the within: SUMMONS IN A CIVIL ACTION, COMPLAINT,
 NOTICE OF INTENTION TO ENFORCE SHAREHOLDER LIABILITY

On which were set forth the Index No., herein, and date of filing

On: **ERICA HERNANDEZ C/O LA FONDITA RESTAURANT**
 (herein after called the recipient) therein named.

Individual By delivering a true copy of each to said recipient personally; Deponent knew the person so served to be the person described in as said recipient therein

Suitable Age person By delivering therat a true copy of each to: _____
 a person of suitable age and discretion.Said premises is recipients [] Actual Place of Residence
 [] Actual Place of Business within the State.

Affixing to Door By affixing a true copy of each to the door of said premises which is recipients [] Actual Place of Residence
 [] Actual Place of Business, within the State
 Deponent was unable with due diligence to find recipient or person of suitable age and discretion therat having called there

Corporation or Partnership By delivering therat a true copy of each to: _____
 personally. Deponent knew said corporation / partnership so served to be the corporation / partnership described in said aforementioned document as said recipient and knew said individual to be _____ thereof.

Mailing Within 20 days of such delivery, or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient at recipients last known [] Actual Place of Residence [] Actual Place of Business
 at _____
 and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "personal and confidential" and did not indicateon the outside, thereof by return address or otherwise that the communication was from an attorney or concerned an action against the defendant.

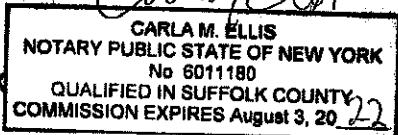
<input checked="" type="checkbox"/>	Description	<input type="checkbox"/> Male	<input type="checkbox"/> White skin	<input checked="" type="checkbox"/> Black hair	<input type="checkbox"/> 14-20 Yrs	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs
<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/> Female	<input type="checkbox"/> Black skin	<input type="checkbox"/> Brown hair	<input checked="" type="checkbox"/> 21-35 Yrs	<input checked="" type="checkbox"/> 5'0"-5'3"	<input type="checkbox"/> 100-130 Lbs
			<input type="checkbox"/> Yellow skin	<input type="checkbox"/> Gray hair	<input type="checkbox"/> 36-50 Yrs	<input type="checkbox"/> 5'4"-5'8"	<input checked="" type="checkbox"/> 131-160 Lbs
			<input checked="" type="checkbox"/> Brown skin	<input type="checkbox"/> Blonde hair	<input type="checkbox"/> 51-65 Yrs	<input type="checkbox"/> 5'9"-6'0"	<input type="checkbox"/> 161-200 Lbs
			<input type="checkbox"/> Red skin	<input type="checkbox"/> Red hair	<input type="checkbox"/> Over 65 Yrs	<input type="checkbox"/> Over 6'	<input type="checkbox"/> Over 200 Lbs

Other Identifying Features _____

Military Service I asked the person spoken to whether recipient was in active military service of the United States or the State of New York In any capacity whatever and received a negative reply. The source of my information and the grounds of my belief are the conversations and observations above narrated.

Subpoena Fee Tendered in the amount of _____

Sworn to before me on Feb 2, 2022



(Print name below signature)

Ricardo Cura
 # 2034227

File No. 1:20-CV-06182-ERK

Work Order No. 525161

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Eastern District of New York

FIDELA ARIAS, individually and on behalf of others
similarly situated,

Plaintiff(s)

v.

LA FONDA REST CORP. (D/B/A LA FONDITA
RESTAURANT) and ERICA HERNANDEZ,

Defendant(s)

Civil Action No. 20cv6182

SUMMONS IN A CIVIL ACTION

To: (*Defendant's name and address*) Erica Hernandez
(C/O LA FONDITA RESTAURANT)
49-11 69th Street,
Woodside, New York, 11377

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Michael A. Faillace
Michael Faillace & Associates, P.C.
60 East 42nd Street
Suite 2540
New York, NY 10165

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DOUGLAS C. PALMER
CLERK OF COURT

Date: 12/21/2020

/s/Priscilla Bowens

Signature of Clerk or Deputy Clerk

